

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

IN RE	)	
INTEL CORPORATION	)	
MICROPROCESSOR ANTITRUST	)	MDL No. 05-1717-JJF
LITIGATION	)	
_____	)	
	)	
ADVANCED MICRO DEVICES, INC., a	)	
Delaware corporation, and AMD	)	
INTERNATIONAL SALES & SERVICE, LTD.,	)	
a Delaware corporation,	)	
	)	C.A. No. 05-441-JJF
Plaintiffs,	)	
	)	
v.	)	
	)	
INTEL CORPORATION, a Delaware corporation,	)	
and INTEL KABUSHIKI KAISHA, a Japanese	)	
corporation,	)	
	)	
Defendants.	)	
_____	)	
	)	
PHIL PAUL, on behalf of himself	)	
and all others similarly situated,	)	
	)	C.A. No. 05-485-JJF
Plaintiffs,	)	
	)	CONSOLIDATED ACTION
v.	)	
	)	
INTEL CORPORATION,	)	
	)	
Defendant.	)	
_____	)	

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

WHEREAS, Plaintiffs Advanced Micro Devices, Inc. and AMD International Sales and Services, Ltd. (collectively “AMD”) filed this action on June 27, 2005, against Defendants Intel Corporation and Intel Kabushiki Kaisha (collectively “Intel”) and assigned case number C.A. No. 05-441-JJF (“the AMD action”);

WHEREAS, AMD asserted claims against Intel for willful maintenance of a monopoly in violation of Sherman Act, Section 2 (Claim 1), secret discriminatory rebates and discounts in violation of California Business and Professions Code § 17045 (Claim 2), and interference with prospective economic advantage in violation of California Business and Professions Code § 17045 (Claim 3);

WHEREAS, Intel filed an answer on September 1, 2005, denying all the material allegations of the complaint and asserting various affirmative defenses;

WHEREAS, the AMD action was consolidated as part of MDL No. 05-1717, entitled *In re Intel Corporation Microprocessor Antitrust Litigation*;

WHEREAS, trial in the AMD action is scheduled to commence on March 29, 2010; and

WHEREAS, AMD and Intel have entered into that certain “Settlement Agreement between Advanced Micro Devices Inc. and Intel Corporation” effective as of November 11, 2009 (the Settlement”), in which they have agreed to dismissal of the AMD action with prejudice on the terms set forth therein;

NOW, THEREFORE, AMD and Intel, through their respective counsel, stipulate pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), as follows:

1. The AMD action against Intel, and all the claims asserted therein, are dismissed WITH PREJUDICE;

2. The Court will retain jurisdiction over this action solely for the limited purposes of continuing to enforce the Confidentiality Agreement and Protective Order entered on September 26, 2006 (as amended) in this case, and to enforce the parties' compliance with the provisions of Section 7.0 of the Settlement, entitled "Dispute Resolution: Enforcement of Agreement & Future Relationship," all pursuant to Section 3.3 of the Settlement. The Settlement is attached hereto as Exhibit A and incorporated herein by this reference.

3. Each party will bear its own costs, expenses, and attorneys' fees.

4. This dismissal does not apply to any action in MDL No. 05-1717 other than the AMD action.

RICHARDS, LAYTON & FINGER, P.A.

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By: /s/ Richard L. Horwitz

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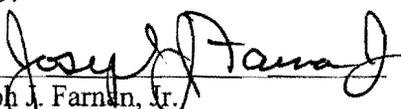
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Dated: November 30, 2009

SO ORDERED this 1 day of December, 2009.

  
\_\_\_\_\_  
Joseph J. Farnan, Jr.  
United States District Court Judge

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